

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

CLERK'S OFFICE U.S. DISTRICT COURT
AT ROANOKE, VA
FILED

JAN 29 2013

JULIA C. DUDLEY
BY: *[Signature]*
DEPUTY CLERK

HERALD WHITED,
Plaintiff,

v.

BRANDON YATES,
Defendant(s).

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Civil Action No. 7:13-cv-00006

DISMISSAL ORDER

By: Michael F. Urbanski
United States District Judge

In accordance with the Memorandum Opinion entered this day, it is hereby

ORDERED

that this action is **DISMISSED without prejudice** for plaintiff's failure to comply and the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send a copy of this Order and the accompanying Memorandum Opinion to plaintiff.

ENTER: This 29th day of January, 2013.

/s/ Michael F. Urbanski

United States District Judge